

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

MOGHADDAM hm AMIR (aka AMIR
MOGHADDAM),

Plaintiff,

v.

FIVE UNNAMED U.S.A. IMMIGRATION
ENFORCEMENT AND CUSTOM
OFFICIALS IN VANCOUVER
INTERNATIONAL AIRPORT, *et al.*,

Defendants.

Case No. C09-1136-RAJ

ORDER OF DISMISSAL

Having considered the papers filed in support of and in opposition to defendants' motions to dismiss (Dkts. 38, 42), the Report and Recommendation of the Honorable James P. Donohue, and the balance of the record, the Court hereby ORDERS:

- (1) The Report and Recommendation is adopted;
- (2) Defendants' motions to dismiss (Dkts. 38, 42) are GRANTED;
- (3) The claims against all individual defendants are DISMISSED WITH PREJUDICE as untimely;
- (4) The claims against Immigration and Customs Enforcement are DISMISSED WITHOUT PREJUDICE for failure to exhaust administrative remedies as required by the Federal Tort Claims Act;

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1 (5) This matter is to be administratively closed; and

2 (6) The Clerk is directed to send copies of this Order to plaintiff and to Judge
3 Donohue.

4 DATED this 10th day of June, 2010.

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8 The Honorable Richard A. Jones
9 United States District Judge
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